# ATTORNEY GENERAL OPINIONS

# **ISSUED THROUGH THE**

# OFFICE OF THE PUBLIC ACCESS COUNSELOR

INDEX OF OPEN MEETINGS ACT BINDING OPINIONS FROM 2010 TO PRESENT



# **OPINIONS COVERED BY THIS INDEX**

(click on the year for a link to the opinions for that year)

2018 - 18-001 through 18-018	2014 - 14-001 through 14-016	2010 - 10-001 through 10-004
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2020 - 20-001 through 20-010	2016 - 16-001 through 16-015	2012 - 12-001 through 12-015
2021 - 21-001 through 21-010	2017 - 17-001 through 17-015	2013 - 13-001 through 13-018

This document is a comprehensive index of binding opinions issued by the Attorney General through the Office of the Public Access Counselor from 2010 through the present. Please note that an opinion may have been superseded by statute or case law. You should, therefore, review each opinion upon which you would rely in consultation with an attorney familiar with Illinois law.

The opinions cited in this index are available in PDF format on <u>this website</u>. If you do not find an opinion on an issue with which you are concerned, feel free to contact the Public Access Bureau of the Office of the Attorney General (1-877-299-3642) to inquire regarding the existence of additional records.

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# ATTORNEY GENERAL OPINIONS Issued Through the OFFICE OF THE PUBLIC ACCESS COUNSELOR INDEX OF BINDING OMA OPINIONS FROM 2010 TO PRESENT

current through Opinion No. 21-010 November 30, 2021

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<sup>1</sup>Binding opinion 17-004 was overturned on administrative review on July 15, 2019. On appeal, the Appellate Court, Fourth District, issued an order on April 26, 2021, that reversed the circuit court's judgment and affirmed the Attorney General's Binding Opinion. See *City of Bloomington v. Attorney General of Illinois*, 2021 IL App (4th) 190539, \_\_\_\_ N.E.3d \_\_\_\_ (2021).

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Duty to Record Closed Meetings	13-007 (2013)2	
Requirement to Record and Enter Into Closed  Meeting Minutes Basis for Finding that Litigation is Probable or Imminent	13-008 (2013)	
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Failure to Cite an Applicable Exception Before Closing a Meeting to the Public		
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A Public Body's Special Meeting Held Approximately 26 Miles from its Ordinary Meeting Location is Not "Convenient and Open" to the Public	13-014 (2013)	
DEFINITIONS:		
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<sup>&</sup>lt;sup>2</sup>Overturned in other parts by the Supreme Court of Illinois in *Board of Education of Springfield School District No. 186 v. Attorney General of Illinois*, 2017 IL 120343, 77 N.E.3d 625 (2017).

"Convenient"	13-014 (2013)
"Open"	12-008 (2012)
"Open"	13-014 (2013)
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N/A

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Requirement to Record and Enter Into Closed Meeting Minutes Basis for Finding that Litigation Duty to Approve Meeting Minutes Within Time Period Specified by OMA ......20-001 (2020)

<sup>&</sup>lt;sup>3</sup>Overturned in part by the Supreme Court of Illinois in Board of Education of Springfield School District No. 186 v. Attorney General of Illinois, 2017 IL 120343, 77 N.E.3d 625 (2017).

<sup>&</sup>lt;sup>4</sup>Overturned by the Supreme Court of Illinois in Board of Education of Springfield School District No. 186 v. Attorney General of Illinois, 2017 IL 120343, 77 N.E.3d 625 (2017).

<sup>&</sup>lt;sup>5</sup>Overturned in other parts by the Supreme Court of Illinois in *Board of Education of Springfield School District No. 186 v.* Attorney General of Illinois, 2017 IL 120343, 77 N.E.3d 625 (2017).

## **NOTICE OF MEETING:**

N/A

## **OPEN MEETINGS:**

	Taking Final Action at Closed Session Prohibited	12-013 (2012)
	Taking Final Action at Closed Session Prohibited	13-003 (2013)
	Secret Ballots Prohibited	13-006 (2013)
	Taking Final Action at Closed Session Prohibited; Summary of Discussion Required in Minutes	13-007 (2013)
	Requirement to Publicly Recite Nature of Matter Being Considered and Other Information to Adequately Inform the Public of the Business Being Conducted Before Taking Final Action	13-010 (2013)
PUBLIC	COMMENT:	
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	Rules for Public Comment	14-012 (2014)
	"Established" and Recorded Rules for Public Comment	19-002 (2019)
	Right to Address Public Officials at a Public Meeting	19-009 (2019)
	Duty to Provide Opportunity for Public Comment in Open Session	21-009 (2019)
PUBLIC	CRECITAL:	
	Requirement to Publicly Recite Nature of Matter Being Considered and Other Information to Adequately Inform the Public of the Business Being Conducted Before Taking Final Action	13-010 (2013)
	Duty to Inform the Public of the Nature of the Business Under Consideration Prior to Taking Final Action	13-016 (2013)
	Failure to Sufficiently Inform the Public of the Business Being Conducted before Taking Final Action	14-001 (2014) <sup>6</sup>
	Public Recital of the Nature of the Matter Under Consideration Prior to Taking Final Action	19-004 (2019)
RECORDING OF OPEN MEETINGS:		
	Right to Record an Open Meeting	12-010 (2012)
	Right to Record an Open Meeting	16-014 (2016)

<sup>&</sup>lt;sup>6</sup>Overturned by the Supreme Court of Illinois in *Board of Education of Springfield School District No. 186 v. Attorney General of Illinois*, 2017 IL 120343, 77 N.E.3d 625 (2017).

## **SCHEDULE OF MEETINGS:**

N/A

## **VERBATIM RECORDINGS OF CLOSED SESSIONS:**

Requirement to Record Closed Sessions1	2-013 (2012)
Duty to Record Closed Meetings1	3-007 (2013) <sup>7</sup>

<sup>&</sup>lt;sup>7</sup>Overturned in other parts by the Supreme Court of Illinois in *Board of Education of Springfield School District No. 186 v. Attorney General of Illinois*, 2017 IL 120343, 77 N.E.3d 625 (2017).